

**MODIFIED CHAPTER 13 PLAN
UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF MISSISSIPPI**

CASE NO. 15-51290-KMS

Debtor McClellan David Humphrey SS# xxx-xx-5593 Median Income ☐ Above ☒ Below
 Joint Debtor Jerrica Dawn Humphrey SS# xxx-xx-0588
 Address 1914 Old Richton Rd Petal, MS 39465-0000

THIS PLAN DOES NOT ALLOW CLAIMS. Creditors must file a proof of claim to be paid under any plan that may be confirmed. The treatment of ALL secured / priority debts must be provided for in this plan.

PAYMENT AND LENGTH OF PLAN

The plan period shall be for a period of 60 months, not to be less than 36 months for below median income debtor(s), or less than 60 months for above median income debtor(s).

- (A) Debtor shall pay \$ 964.41 *** per **monthly** to the Chapter 13 Trustee. Unless otherwise ordered by the Court, an Order directing payment shall be issued to Debtor's employer at the following address:

DFAS Cleveland
Atten: DFAS-HGA/CL
P.O. Box 998002
Cleveland OH
44199-8002

- (B) Joint Debtor shall pay \$ _____ per **(monthly / semi-monthly / weekly / bi-weekly)** to the Chapter 13 Trustee. Unless otherwise ordered by the Court, an Order directing payment shall be issued to Debtor's employer at the following address:

PRIORITY CREDITORS.

Filed claims that are not disallowed to be paid in full or as ordered by the Court as follows:

Internal Revenue Service:	\$ <u>0.00</u>	@ <u>0.00</u>	/month
Mississippi Dept. of Revenue:	\$ <u>0.00</u>	@ <u>0.00</u>	/month
Other/ _____	\$ <u>0.00</u>	@ <u>0.00</u>	/month

DOMESTIC SUPPORT OBLIGATION DUE TO: _____

Sarah Boatman, 7950 State Rt 124, Hillsboro, OH 45133

POST PETITION OBLIGATION: In the amount of \$ 383.22 per month beginning ____.

To be paid _____ direct, X through payroll deduction, or _____ through the plan.

-NONE-

PRE-PETITION ARREARAGE: In the total amount of \$ _____ through _____ shall be paid the amount of \$ _____ per month beginning

To be paid _____ Direct _____ through payroll deduction _____ through the plan.

HOME MORTGAGES. All claims secured by real property which are to be paid through the plan shall be scheduled below. Absent an objection by a party in interest, the plan will be amended consistent with the proof of claim filed herein, subject to the start date for the continuing monthly mortgage payment proposed herein.

MTG PMTS TO: -NONE- BEGINNING _____ @\$ _____ PLAN DIRECT
 MTG ARREARS TO: -NONE- THROUGH _____ \$ _____ @\$ _____ /MO*
 (*Including interest at %)

MORTGAGE CLAIMS TO BE PAID IN FULL OVER PLAN TERM:

Creditor: -NONE- Approx. amt. due: _____ Int. Rate: _____
 Property Address: _____ Are related taxes and/or insurance escrowed Yes No

NON-MORTGAGE SECURED CLAIMS. Creditors that have filed claims that are not disallowed are to retain lien(s) under 11 U.S.C. 1325(a)(5)(B)(i)(I) until the payment of the debt determined as under non-bankruptcy law or discharge. Such

Debtor's Initials MH Joint Debtor's Initials JH

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creditors shall be paid as secured claimants the sum set out below or pursuant to other order of the Court. The portion of the claim not paid as secured shall be treated as a general unsecured claim.

CREDITOR'S NAME	COLLATERAL	910* CLM	APPROX. AMT. OWED	VALUE	INT. RATE	PAY VALUE OR AMT. OWED Amt. Owed or Value, Whichever is less
***Honda Financial Servic	2012 Honda Civic LX		12,000.00	12,150.00	5.00%	

*The column for "910 CLM" applies to both motor vehicles and "any other thing of value" as used in the "hanging paragraph" of 11 U.S.C. § 1325

SPECIAL CLAIMANTS including, but not limited to, co-signed debts, abandonment of collateral, direct payments by Debtor, etc. For all abandoned collateral Debtor will pay \$0.00 on the secured portion of the debt. Where the proposal is for payment, creditor must file a proof of claim to receive proposed payment.

CREDITOR'S NAME	COLLATERAL	APPROX. AMT. OWED	PROPOSED TREATMENT
***Republic Finance	Household Goods	2,458.27	Avoid Lien. Treat as General Unsecured debt. The amount owed is included in the General Unsecured Total.
Bank of America	2712 Arthurs Court, Clarksville, TN 37040	141,808.94	Surrender.

STUDENT LOANS which are not subject to discharge pursuant to 11 U.S.C. §§ 523(a)(8) and 1328(c) are as follows (such debts shall not be included in the general unsecured total):

CREDITOR'S NAME	APPROX. AMT. OWED	CONTRACTUAL MO. PMT.	PROPOSED TREATMENT
US Dept of Education	18,000.00		Debtors to pay direct.
Great Lakes	32,000.00		Debtors to pay direct.
University of Cincinnati	2,500.00		Debtors to pay direct.

SPECIAL PROVISIONS for all payments to be paid through the plan, including, but not limited to, adequate protection payments: -NONE-

GENERAL UNSECURED DEBTS totaling approximately \$ 36,295.60. Such claims must be timely filed and not disallowed to receive payment as follows: X IN FULL (100%) or ____% (percent) MINIMUM, or a total distribution of \$____, with the Trustee to determine the percentage distribution. **Those general unsecured claims not timely filed shall be paid nothing, absent order of the Court.**

Total Attorney Fees Charged \$ 3,200.00
 Attorney Fees Previously Paid \$ 0.00
 Attorney fees to be paid in plan \$ 3,200.00

The payment of administrative costs and aforementioned attorney fees are to be paid pursuant to Court order and/or local rules.

Automobile Insurance Co/Agent

 Telephone/Fax _____

Attorney for Debtor (Name/Address/Phone # / Email)
Thomas C. Rollins, Jr. 103469
P.O. Box 627
Ridgeland, MS 39158-0627
 Telephone/Fax **601-500-5533**
 Facsimile No. **600-500-5296**
 E-mail Address **trollins@therollinsfirm.com**

DATE: September 21, 2015

DEBTOR'S SIGNATURE

/s/ McClellen David Humphrey

JOINT DEBTOR'S SIGNATURE

/s/ Jerrica Dawn Humphrey

ATTORNEY'S SIGNATURE

/s/ Thomas C. Rollins, Jr.